



JC03 Rec'd PCT/PTO 07 OCT 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: KOHINATA, Shigeru, et al.

ATTN: Refund Section
Accounting Division
Office of Finance

Serial No.: 10/519,831 ✓

Filed: January 10, 2005

Group Art Unit: 2874

Examiner: Not Yet Assigned

P.T.O. Confirmation No.: 9778

For: **THERMOSET OPTICAL-PURPOSE ADHESIVE, AND OPTICAL ISOLATOR
ELEMENT AND OPTICAL ISOLATOR TO WHICH THIS ADHESIVE HAS
BEEN APPLIED**

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: October 7, 2005

Sir:

This is a request for a refund with respect to the charge to Deposit Account 01-2340 dated July 2005 (Control No. 1617) for the above-identified patent application. A copy of the monthly statement dated July 2005, in which the error referred to occurs, accompanies this request.

The amount of the refund requested is for the filing fee for filing a PCT Declaration after 30 months from the priority date for a total refund requested of \$130.00.

It is believed by the applicants, that this erroneous charge in the amount of \$130.00 for the filing fee for filing a PCT Declaration after 30 months from the priority date, should not have been charged.

The government filing fee forwarded with the initial new PCT patent application filed on January 10, 2005 (within the 30th month), was \$1,040.00 (calculated as \$300.00 for the basic national fee, \$500.00 for the search fee; \$200.00 for the examination fee; and \$40.00 for the



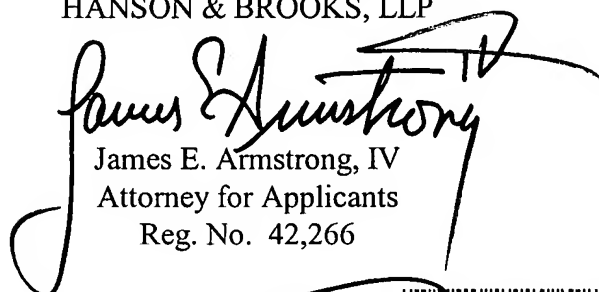
Assignment filing fee), which was paid at that time with check no. 013112.

The U.S. Patent and Trademark Office PCT Branch inadvertently issued a Notification of Missing Requirements dated May 13, 2005. On July 13, 2005, Miss Mamie Person at the PCT Branch verified that the Notification was mailed to us in error. A Withdrawal of Previously sent Notice dated July 25, 2005 was received to void the Notification dated May 13, 2005. Accordingly, no fee is due.

Please make the refund of \$130.00 by crediting Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP


James E. Armstrong, IV
Attorney for Applicants
Reg. No. 42,266

JAM/lrj
Atty. Docket No. 040660
Suite 1000
1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



23850

PATENT TRADEMARK OFFICE

Enclosures: Copies of the Notification of Missing Requirements dated 5/13/05;
Withdrawal of Previously sent Notice dated 7/25/05;
Transmittal letter to the United States Designated/Elected Office filed on 1/10/05;
Canceled Check No. 013112; and
Monthly Statement of July 2005.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/519,831	Shigeru Kohinata	040660

INTERNATIONAL APPLICATION NO.

PCT/JP02/12995

I.A. FILING DATE

PRIORITY DATE

12/12/2002

07/18/2002

23850
 ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP
 1725 K STREET, NW
 SUITE 1000
 WASHINGTON, DC 20006

CONFIRMATION NO. 9778

371 WITHDRAWAL NOTICE

OC000000016514456

Date Mailed: 07/25/2005

WITHDRAWAL OF PREVIOUSLY SENT NOTICE

It has come to the attention of the Office that the Notice mailed on 05/13/2005 was sent in error. Please disregard that Notice. The application is complete and will be processed for examination. The Official Filing Receipt is enclosed. We apologize for any inconvenience this has caused.

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

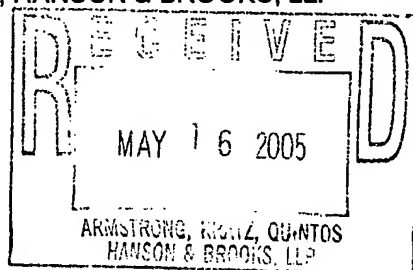


UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO. 10/519,831	FIRST NAMED APPLICANT Shigeru Kohinata	ATTY. DOCKET NO. 040660
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23850
ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP
1725 K STREET, NW
SUITE 1000
WASHINGTON, DC 20006



INTERNATIONAL APPLICATION NO. PCT/JP02/12995	
I.A. FILING DATE 12/12/2002	PRIORITY DATE 07/18/2002

CONFIRMATION NO. 9778
371 FORMALITIES LETTER



Date Mailed: 05/13/2005

DUE: JULY 13, 2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/10/2005
- Copy of the International Search Report filed on 01/10/2005
- Copy of IPE Report filed on 01/10/2005
- Preliminary Amendments filed on 01/10/2005
- Information Disclosure Statements filed on 01/10/2005
- Oath or Declaration filed on 01/10/2005
- Request for Immediate Examination filed on 01/10/2005
- Copy of references cited in ISR filed on 01/10/2005
- U.S. Basic National Fees filed on 01/10/2005
- Assignment filed on 01/10/2005

PCT-National Phase
Priority 7-18-02
20 months
30 months
32 months: 3-18-05

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

DOCKETED	_____
DATE	5/17/05

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,831	PCT/JP02/12995	040660

BEST AVAILABLE COPY

ARMSTRONG, KRAIZ, QUINTOS
HANSON & BROOKS, LLP

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WASHINGTON, DC 20006-1412

THE RIGGS NATIONAL BANK
Lincoln Office
Washington, DC 20005
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15-3/540

CHECK

ONE THOUSAND FORTY AND 00/100 DOLLARS

PAY

TO THE
ORDER OF

JANUARY 7, 2005

DATE

\$\$\$1,040.00

AMOUNT

COMMISSIONER OF PATENTS

OUR REF: 040660

Chris Smith

AUTHORIZED SIGNATURE

⑈013112⑈ ⑆054000030⑆ 37⑈17143569⑈

⑈0000104000⑈

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ENDORSE HERE

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U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: January 10, 2005
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLN. NO. (if known):
INTERNATIONAL APPLICATION NO.: PCT/JP02/012995	INTERNATIONAL FILING DATE: December 12, 2002	PRIORITY DATE CLAIMED: July 18, 2002
TITLE OF INVENTION: THERMOSET OPTICAL-PURPOSE ADHESIVE, AND OPTICAL ISOLATOR ELEMENT AND OPTICAL ISOLATOR TO WHICH THIS ADHESIVE HAS BEEN APPLIED		
APPLICANT(S) FOR DO/EO/US: Shigeru KOHINATA and Daisi SHIGA		

Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 USC 371(f)) at any time rather than delay examination until the expiration of the time limit set in 35 USC 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)):
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☒ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
(10 Sheets)
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

ITEMS 11. TO 16. BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98 together with PTO-1449, 8 references and International Search Report.
12. ☒ a. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
☒ b. ASSIGNEE(s) NAME(s) AND ADDRESS SUMITOMO METAL MINING CO., LTD., Tokyo, Japan
Please publish the assignee data with the application.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: 5 Sheets of Drawings.


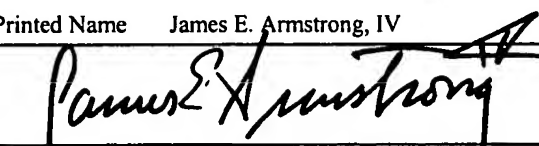
U.S. APPLICATION NO. (if known)		INTERNATIONAL APPLICATION NO. PCT/JP02/012995		DATE: January 10, 2005	
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17. <u>X</u> The following fees are submitted:				CALCULATIONS	PTO USE ONLY
Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO: \$300.00				\$ 300.00	
Search Fee \$500.00				\$ 500.00	
Examination Fee \$200.00				\$ 200.00	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$1000.00	

Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). the fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
38 - 100 =	/ 50 =		x \$250.00

Surcharge of \$130.00 for furnishing the oath or declaration later than <u> </u> 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).			
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CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
TOTAL	12 - 20 =		X \$ 50.00		
INDEPENDENT	1 - 3 =		X \$ 200.00		
Multiple dependent claims(s) (if applicable)			+ \$360.00		
TOTAL OF ABOVE CALCULATIONS =				\$1000.00	
Reduction by 1/2 for filing by small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).					
SUBTOTAL =				\$1000.00	
Processing fee of \$130.00 for furnishing the English translation later than <u> </u> 20 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	
TOTAL NATIONAL FEE =				\$1040.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31).				\$ 40.00	
\$40.00 per property +					
TOTAL FEES ENCLOSED =				\$1040.00	
				Amount to be:	
				refunded	\$
				charged	\$

U.S. APPLICATION NO. (if known)	INTERNATIONAL APPLICATION NO. PCT/JP02/012995	DATE: January 10, 2005
<p>a. <u>XX</u> A check in the amount of \$1040.00 to cover the above fees is enclosed. (\$300.00 for basic fee, \$500.00 for search fee, \$200.00 for examination fee and \$40.00 for assignment.) (This paper is filed in triplicate)</p> <p>b. <u> </u> Please charge my Deposit Account No. 01-2340 in the amount of \$<u> </u> to cover the above fees. (A duplicate copy of this sheet is enclosed.)</p> <p>c. <u>XX</u> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 01-2340.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.</p>		
<p>Send All Correspondence To:</p> <p>Armstrong, Kratz, Quintos, Hanson & Brooks, LLP Suite 1000, 1725 K Street, N.W. Washington, D. C. 20006 Tel: (202) 659-2930 Fax: (202) 887-0357</p>		 23850 PATENT TRADEMARK OFFICE
Typed or Printed Name James E. Armstrong, IV		Reg. No. 42,266
Signature 		Date: January 10, 2005

JAM/jaz

BEST AVAILABLE COPY

E-F	07/18 70	11091935	050172	8021	\$40.00	\$27,833.36	4000-046 ✓
E-F	07/19 150	11092974	050212	8021	\$40.00	\$27,793.36	3814-128 ✓
	07/20 1	10516940	040664	1632	-\$100.00	\$27,893.36	0102-757 ✓
	07/20 3	10520272		9204	-\$100.00	\$27,993.36	1244-130 ✓
	07/20 10	10516941	040654	1632	-\$300.00	\$28,293.36	0102-756 ✓
	07/20 12	10474507	031237	1462	\$270.00	\$28,023.36	0102-702 ✓
	07/20 12	10516941	040654	1642	\$200.00	\$27,823.36	0102-756 ✓
	07/20 557	10519831	040660	1617	\$130.00	\$27,693.36	3273-047 ✓
	07/21 5	10243949	021166	1201	\$400.00	\$27,293.36	7913-001 ✓
XX	07/21 9	09150095		9204	-\$40.00	\$27,333.36	3547-041 WHO
	07/22 6	10516949		9204	-\$50.00	\$27,383.36	3206-095 ✓
E-F	07/22 7	10809864	040151	8021	\$40.00	\$27,343.36	0102-714 ✓ B
E-F	07/22 12	10885043	040324	8021	\$40.00	\$27,303.36	0102-731 B
	07/25 45	78676340	050455	7001	\$325.00	\$26,978.36	3741-040 ✓
E-F	07/25 199	10902077	040369	8021	\$40.00	\$26,938.36	0102-733 B
E-F	07/25 200	10963518	040531	8021	\$40.00	\$26,898.36	0102-745 B
E-F	07/25 201	11081733	050165	8021	\$40.00	\$26,858.36	0102-767 B
E-F	07/25 218	10855318	040258	8021	\$40.00	\$26,818.36	0102-725 B
	07/26 4	11091643	020508A	1081	\$250.00	\$26,568.36	9951-120 ✓
	07/26 20	10519675		9204	-\$100.00	\$26,668.36	0013-664 ✓
	07/26 117	10197565	020808	1252	\$450.00	\$26,218.36	3423-047 B
	07/26 318	78677599	050394	7001	\$325.00	\$25,893.36	3659-006 ✓
	07/26 360	78677630	050394	7001	\$325.00	\$25,568.36	3659-006 ✓
	07/26 382	78677649	050394	7001	\$325.00	\$25,243.36	3659-006 ✓
	07/26 1111	78678118	050394	7001	\$325.00	\$24,918.36	3659-006 ✓
	07/27 9	10440470	030570	1201	\$200.00	\$24,718.36	0001-064 ✓
	07/27 11	10524823		9204	-\$50.00	\$24,768.36	7913-024 RR ✓
	07/27 23	10517605		9204	-\$50.00	\$24,818.36	7913-022 ✓
E-F	07/27 131	11104647	050238	8021	\$40.00	\$24,778.36	0102-772 ✓
	07/28 1	10128571	020563	2202	\$350.00	\$24,428.36	0322-055 ✓
	07/28 2	10128571	020563	2203	\$180.00	\$24,248.36	0322-055 ✓
	07/28 4	90004812		1463	\$80.00	\$24,168.36	0002-736 ✓
	07/28 11	10519673		9204	-\$100.00	\$24,268.36	0013-666 ✓
	07/28 17	10519674		9204	-\$100.00	\$24,368.36	0013-665 ✓
E-F	07/28 200	5733667	950560	8021	\$40.00	\$24,328.36	3425-001
	07/29 3	10508954		9204	-\$300.00	\$24,628.36	9926-402 ✓
	07/29 3	10519672		9204	-\$100.00	\$24,728.36	0013-667 ✓
	07/29 13	D482307		8021	\$40.00	\$24,688.36	
	07/29 14	D482308		8021	\$40.00	\$24,648.36	
	07/29 15	D481983		8021	\$40.00	\$24,608.36	

START SUM OF SUM OF END
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\$29,207.36 \$8,629.00 \$4,030.00 \$24,608.36

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Deposit Account Statement

Requested Statement Month: July 2005
Deposit Account Number: 012340
Name: ARMSTRONG KRATZ QUINTOS HANSON & BROOKS LLP
Attention: CHRISTINE LEE
Address: 1725 K STREET, NW
City: WASHINGTON
State: DC
Zip: 20006
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL		
07/05	8	10523975		9204	-\$100.00	\$29,307.36	050072 (0120-1322) ✓	
07/05	18	10524822		9204	-\$50.00	\$29,357.36	3406-131 ✓	
07/06	5	10524417		9204	-\$100.00	\$29,457.36	3273-042 RL ✓	
07/06	253	78663819	050437	7001	\$325.00	\$29,132.36	0813-177 ✓	
07/06	270	78663828	050436	7001	\$325.00	\$28,807.36	0813-176 ✓	
07/06	288	78663835	050435	7001	\$325.00	\$28,482.36	0813-175 ✓	
07/06	457	10510245	040474	1464	\$130.00	\$28,352.36	3206-091 ✓	
07/07	11	10524211		9204	-\$500.00	\$28,852.36	3271-159 ✓	
07/07	12	10524211		1642	\$400.00	\$28,452.36	3271-159 ✓	
07/07	173	10243949	021166	1463	-\$70.00	\$28,522.36	7913-001 RL ✓	
07/07	176	10380764		1253	-\$1,020.00	\$29,542.36	1242-022 RL ✓	
07/07	179	10257973	021433	1252	-\$450.00	\$29,992.36	1244-121 ✓	
07/08	2	10047992	020052	1806	\$180.00	\$29,812.36	0120-1133 ✓	
07/08	1058	78666073	050376	7001	\$325.00	\$29,487.36	0813-172 ✓	
07/08	1065	78666075	050434	7001	\$325.00	\$29,162.36	0813-174 ✓	
07/08	1066	78666077	050433	7001	\$325.00	\$28,837.36	0813-173 ✓	
07/08	1165	78666125	050308	7001	\$325.00	\$28,512.36	1181-121 ✓	
07/11	24	10518375		9204	-\$100.00	\$28,612.36	9926-413 ✓	
07/11	42	10519747		9204	-\$50.00	\$28,662.36	3406-122 ✓	
07/12	31	10519832		9204	-\$100.00	\$28,762.36	3209-051 ✓	
07/13	1	10642260	030829	1201	\$400.00	\$28,362.36	1191-091 ✓	
07/15	5	10519410		9204	-\$100.00	\$28,462.36	7923-009 ✓	
E-F	07/15	211	11111856	050257	8021	\$40.00	\$28,422.36	0021-1924 ✓
E-F	07/15	212	11111995	050260	8021	\$40.00	\$28,382.36	3340-197 ✓
	07/15	1206	78671179	050454	7001	\$325.00	\$28,057.36	3223-002 ✓
	07/18	1	09801897	010280	1202	\$144.00	\$27,913.36	3692-005 ✓
E-F	07/18	68	11091934	050171	8021	\$40.00	\$27,873.36	4000-047 ✓